

07-12-05

03:22pm From-Ratner Prestia

610-407-0701

T-658 P.001/005 F-680

**RatnerPrestia**

WE SPECIALIZE IN THE LAW OF CREATIVITY®

RECEIVED  
CENTRAL FAX CENTER

JUL 12 2005

☒ Suite 301, One Westlakes, Berwyn  
P.O. Box 980  
Valley Forge, PA 19482-0980  
Phone: 610-407-0700  
Fax: 610-407-0701

☐ Nemours Building  
1007 Orange Street, Suite 1100  
P.O. Box 1596  
Wilmington, DE 19899  
Phone: 302-778-2500  
Fax: 302-778-2600

www.ratnerprestia.com

☐ Suite 265  
Commerce Corporate Center  
5100 Tilghman Street  
Allentown, PA 18104  
Phone: 610-530-8100  
Fax: 610-530-8200

**FACSIMILE COVER SHEET**DATE: July 12, 2005OUR REF.: ITDE-PSSD123US

TIME: \_\_\_\_\_

YOUR REF.: Appln. No. 09/934,037

TO:	Examiner Maria Thein
COMPANY:	USPTO
FROM:	Jack J. Jankovitz, Esquire
FAX TELEPHONE:	703-872-9306
OFFICE TELEPHONE:	
TITLE OF DOCUMENT:	After Final Request for Reconsideration

Total Number of Pages: 5 (including this form)**COMMENTS****CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION**

This facsimile transmission (and/or documents accompanying it) may contain attorney/client privileged communications and confidential business information that is intended for use only by the individual or company to whom it is addressed. Disclosure, interception, copying or any other use of this transmission by anyone other than any intended recipient is prohibited. If you receive this transmission by mistake, please notify the sender.

**Please notify us immediately if you have not received the number of pages indicated above.**

PTO/SB/21 (09-04) (AW 10/2004)

Approved for use through 7/31/2008. OMB 0651-0031

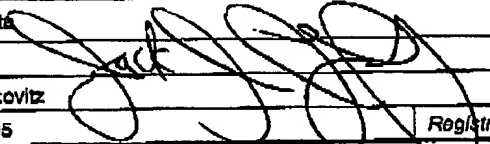
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

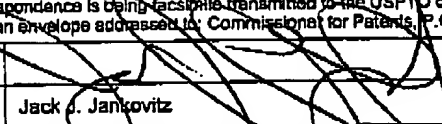
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/934,037
	Filing Date	August 21, 2001
	First Named Inventor	Candace Freedenberg et al.
	Art Unit	3627
	Examiner Name	Maria Teresa T. Threl
	Attorney Docket No.	ITDE-PSSD123US
Total Number of Pages in This Submission 4		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks:		

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm Name	RatnerPrestia		
Signature			
Printed Name	Jack J. Jankovitz		
Date	July 12, 2005	Registration No.	42,690

## CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			Date
Typed or Printed Name	Jack J. Jankovitz	Date	July 12, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Appln. No.: 09/934,037  
Amendment Dated July 12, 2005  
Reply to Office Action of June 2, 2005

ITDE-PSSD123US

RECEIVED  
CENTRAL FAX CENTER

JUL 12 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No.: 09/934,037  
Applicant: Candace Freedenberg et al.  
Filed: August 21, 2001  
Title: USER SELECTABLE EARTH IMAGER ON-LINE E-COMMERCE AND  
FULFILLMENT SYSTEM  
TC/A.U.: 3627  
Examiner: Maria Teresa T. Thein  
Confirmation No.: 7790  
Docket No.: ITDE-PSSD123US

**AFTER FINAL REQUEST FOR RECONSIDERATION**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants thank the Examiner and the Primary Examiner for the Interview conducted on July 12, 2005, and for their helpful suggestions.

During this Interview, claims 1, 12 and 20 were discussed with respect to the cited references. The following is a discussion of these claims, as argued by the Applicants:

**Claim 1:**

Claim 1 is rejected as anticipated by Digital Globe.

Amended claim 1 (as filed in the previous Office Action Response) recites, in part, the following:

- **dynamically selecting, by the user, a geographical area, including the spatial location, enclosed by a user defined polygon, providing substantially limitless size and shape variability.**

Basis for amended claim 1 may be found in the specification, at page 11, lines 10-25.

The invention, as recited in amended claim 1, advantageously allows the user to **dynamically select a geographical area that is enclosed by a user defined polygon.** The invention, moreover, advantageously permits the user to select an area, by enclosing the geographical area by a user defined polygon, **which allows substantially limitless size and shape variability.**